

Local Records Retention Schedules

Missouri Revised Statutes Chapter 109 (Public and Business Records) Section 255 authorizes the Local Records Board to establish minimum retention periods for the administrative, fiscal and legal records created by local governments. Retention and disposition of records that are common to many offices are included in the General Schedule. Records unique to particular offices are addressed in individual office schedules.

October 2006

Recorder of Deeds Records Retention Schedule

See also the [General Records Retention Schedule](#).

Using this Records Retention Schedule

Everyday local government offices throughout Missouri produce records that document the rights of citizens, the actions of the government that serves them and the history of the community in which they live. It is the responsibility of local government to effectively maintain and manage these records and to ensure the continued preservation of those records of essential evidence that have enduring and permanent value.

The introduction to this retention schedule provides local government officials with basic information on records and the application of retention schedules.

What is a Record?

A "**record**" is defined as any "document, book, paper, photograph, map, sound recording or other material, regardless of physical form or characteristics, made or received pursuant to law or in connection with the transaction of official business" (109.210(5) RSMo). This definition includes those records created, used and maintained in electronic form.

Non-Records

Even though records include a broad spectrum of recorded information, not all recorded information is a record. According to Section 109.210(5) RSMo, the following are not records: "...Library and museum material made or acquired and preserved solely for reference or exhibition purposes, extra copies of documents preserved only for convenience of reference, and stocks of publications and of processed documents are not included within the definition of records..."

Other examples of non-records include the following materials:

- Identical copies of documents maintained in the same file.
- Extra copies of printed or processed materials (official copies of which are retained by the office of record).
- Superseded manuals and other directives (maintained outside the office of record).
- Materials documenting employee fringe activities (blood donors, charitable funds, social and professional meetings, etc.)

- Work papers and drafts of reports or correspondence. Transcribed stenographic materials.
- Blank forms.
- Materials received from other activities that require no action (official copies of which are retained by the office of record).
- Catalogs, trade journals and other publications or papers received from government agencies, commercial firms or private institutions that require no action and are not part of an action case record.

Non-records do not require retention scheduling or destruction authorization or reporting. To control excessive accumulation, it is necessary to keep only current, useful materials and to destroy non-records immediately after needs have been satisfied. Avoid filing non-record material with records.

The Value of Local Government Records

Some records, because of their enduring administrative, fiscal, legal or historical value, should be permanently retained. These records require that special care and consideration be given to their storage conditions and the feasibility of preservation microfilming. Examples of permanent records include year-end reports; minutes; property records such as deeds; and birth, death and marriage records.

Most records do not have values that warrant their permanent preservation. Those records with short-term value should, upon reaching end of the retention period, be destroyed.

Statutory Authority for Establishing Records Retention Requirements

In 1965, the Missouri General Assembly established a State Records Commission to approve retentions for records produced by state agencies. In 1972, Missouri's Business and Public Records Law (Chapter 109) was expanded to include local government. Thus, the Missouri Local Records Board was established to set retention times for local government records. The 16-member board, chaired by the Secretary of State, consists of local government officials from all classes of counties and cities, elementary and secondary education, higher education and a person active in historical society groups.

Supplemental to the Local Records Board, the Records Management and Archives Service of the Secretary of State's office provides assistance to local governments and implements board policy.

Application of the Records Retention Schedule

This schedule establishes minimum retention periods and authorizes dispositions for many of the administrative, fiscal and legal records common to most local governments. Retention periods are based upon federal and state mandates, record surveys, business needs, and general knowledge as to how long records should be kept. Using the schedule as a guide and without seeking further approval from the Local Records Board, any local government may regularly dispose of any of its records that appear on this schedule. The schedule is subject to the following exceptions and limitations:

- A. Local government offices may retain any of their records beyond the retention periods set by the schedule, as they deem necessary. The schedule establishes only a minimum period of retention. Before retaining a record longer than the minimum time required, however, the office should be certain that it has good reason to do so. Unnecessary retention of records can be expensive in space and filing equipment and may expose the office to costly litigation and discovery requirements.

- B. This schedule does not relieve local governments of retention requirements mandated by other state and federal statutes and regulations. When such an obligation does exist, then the longer retention period takes precedence.
- C. This schedule generally reflects audit requirements in its prescribed retention periods, but audits are not always completed in a timely fashion. Therefore, any record required for an audit must be retained until completion of that audit, regardless of its stated retention period in the schedule.
- D. This schedule does not authorize destruction of records that could be deemed relevant to current or pending litigation.

Retention and disposition of records that are common to many offices are included in the General Schedule. Records unique to particular offices are addressed in individual office schedules. All schedules are available on the Secretary of State's website at

<http://www.sos.mo.gov/archives/localrecs/schedules>

Destruction of Records

The records classification and retention periods in this manual constitute legal authority for retention and disposal of official records. No records can be destroyed until they meet the minimum retention period listed in this manual. In cases where there is no schedule for a particular record series, the Local Records Board must grant permission for the destruction. The disposition of records should be recorded in a document such as the minutes of the city council or other legally constituted authority that has permanent record status. The record should include the description and quantity of each record series disposed of, manner of destruction, inclusive dates covered and the date on which destruction was accomplished. The retention schedule does not prescribe the method of destruction (shredding, burning, landfills, etc.), however, record series with a disposition of *Destroy securely* contain confidential data. These records should be destroyed under the supervision of a competent person(s) designated (or appointed) to ensure that no records fall into unauthorized hands and that the data cannot be reconstructed.

Preservation of Permanent Records

A fundamental, yet often neglected obligation of local government is to care for its permanent records-in this case, some of the records that it generates and receives. The records that have been identified as permanent require special handling and storage if they are to be preserved. The continuous interaction between a record's medium-paper, magnetic tape, film, etc. -and the quality of the environment in which it is kept-temperature, humidity, light, and air-determines the severity and rate of its deterioration. By microfilming older, deteriorating, but permanently valuable records, local governments can generate durable copies for research and prevent further damage or deterioration of the original. When filmed, processed, and maintained to archival specifications, the master negative will ensure that permanently valuable records are preserved for generations to come.

The Missouri Local Records Grant program can provide financial assistance in the form of grants-in-aid to supplement local funds for preservation initiatives, such as archival supplies, shelving and preservation microfilming.

A Note about Electronic Records

Permanent records existing solely in electronic form are in danger of becoming inaccessible through media decay and hardware/software obsolescence. Periodic migration and transfer of permanent records to stable preservation media, such as microfilm, should be considered

as a best practice for local government to fulfill its statutory responsibility to maintain permanent records.

A Note about Retention Periods

This schedule provides minimum retentions. Local authorities may choose to keep a particular series or record for a longer period of time. It should be kept in mind, however, that a record kept beyond its listed retention must be made available for inspection upon request.

Retention Definitions:

COA=Completion of Audit. Note that COA is coupled with a lot of 5-year entries to help encourage regular audits. Not all jurisdictions are required to have audits by statute. Audits for some municipalities are governed by the level of federal financing for bonds and public improvements, and thus are governed by federal retentions. Most municipalities are governed by their local authority (alderman, council, mayor, etc.) for auditing policy. Local jurisdictions may consult RSMo 29 to review the State Auditor's chapter for petition audits (see RSMo 250 for large capital projects such as bonds for water and sewer). For general auditing explanations and advice we recommend that clerks contact the State Auditor's office at 573.751.4213.

DCA=Destroy in Current Area/Reference. Series with these retentions are considered "reference" records and may be destroyed when they are no longer of use.

Modifications and Additions

Because records reflect activities that are constantly changing, the retention requirements for them sometimes require revision as well. Consequently, records retention and disposition schedules often need modification or additions in order to be realistic and effective. Furthermore, because local governments are so large, it is impractical to consult with every office regarding specific schedule entries. There may be some retention periods and disposition requirements within this schedule that fail to account for all relevant factors and there may be some important record series not addressed here which need to be added. The Local Records Program welcomes all comments and suggestions concerned with improvement of record retention schedules through modifications and additions.

For further information on any records management or preservation issue, please contact:

Missouri Secretary of State
Local Records Preservation Program
PO Box 1747, Jefferson City, MO 65101-1747
Telephone: (573) 751-9047
Fax: (573) 526-3867

Recorder of Deeds Records Retention Schedule

See also the [General Records Retention Schedule](#).

014.001

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Chattel Mortgages

Document detailing a lien against personal property. UCCs, commonly called financing statements, have replaced chattel mortgages. Information include may include debtor's name and address, secured party, filing date, time, number, and officer, types of property covered, signature of party and signature of clerk.

Destroy in current area

Destroy

014.002

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Chattel Mortgages, Indexes to

A finding aid for liens on personal property. Information may include name of debtor, date of personal debt, date of maturity, character of debt, and description of personal property pledged.

Destroy in current area

Destroy

014.003

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Chattel Mortgages, Release of

Document releasing a lien against personal property; verifies full payment and satisfaction or cancellation of chattel mortgage.

Acknowledges Releases of Chattel Mortgages; Full Release of Chattel Mortgage

Destroy in current area

Destroy

014.004

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Deeds

Documents real property transactions plus infrequent entries involving personal property. Information includes grantor, grantee, location and description of land, monetary consideration, encumbrances (if any), signature of grantor, notary, and witnesses (or facsimiles thereof), date recorded, and plats (where applicable).

Permanent

Archive. Microfilm for security.

014.005

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Deeds, Grantor and Grantee Index to

A finding aid to instruments in the deeds book series. Information includes name of grantee and grantor, book and page number where document is recorded, day and year of execution, month day and year of recording, number of acres or lots and a description of the land.

Direct and Indirect Index to Deeds; Numerical Indexes

Permanent

Archive. Microfilm for security.

014.006

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Fee Records

Record of fees received for filings in the Recorder of Deeds Office. Information may include the instrument number, type of document, date entered, from whom received, where recorded, services, fee amount, disbursement of fees, and date paid.

Abstract of Fees (Daybook); Abstract of Fees Earned (Daybook); Ledger Book of Fees Received; Recorder's file; 12 Month Files

Completion of audit

Destroy

014.007

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Home Schooling Record

RSMo 167.042 gives parents the discretion to file home schooling plans with the Recorder of Deeds. There is no standard format or information content as of 08/15/2000.

Permanent

Archive.

014.008

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Liens, Federal and State Tax

Records liens placed by the government on specific property to secure payment of back taxes on that property or on property in general to secure payment of back taxes. Name of taxpayer, address, collectors serial no., filing date and time, amount tax assessed, additional penalty, certificate of discharge of tax lien filed.

10 years after satisfaction or termination

Destroy

014.009

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Liens, Mechanic's

Records lien imposed upon property to secure payment for work or materials used in construction or repair of property. Information may include names, amount due, legal descriptions, and itemized statements.

Permanent

Archive

014.010

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Marriage Applications

Instrument used by individuals to apply for a marriage license. Information may include names, social security numbers, ages, addresses, names of parents or guardians consenting, and affidavits. May also include health certificates and blood tests, which are no longer required.

Permanent. Blood tests and health certificates may be destroyed in current area.

Archive. Microfilm for preservation. Social Security numbers, blood tests and health Certificates must not be filmed.

014.011

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Marriage Licenses

Information may include license number, names, addresses, date of license, endorsement of party performing ceremony.

Permanent

Archive. Microfilm for preservation.

014.012

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Marriage Licenses, Index to

A finding aid to instruments in the marriage license series. Information may include names of bride and groom, date of license, and license number.

Permanent

Archive. Microfilm for preservation.

014.013

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Marriage Record

Information may include license number, names, ages, parents affidavits, certificate of marriage, book and page number.

Marriage License Book

Permanent

Archive. Microfilm for security.

014.014

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Military Service Record

Official service record of military personnel after discharge. Information may include name, rank, serial number, physical description, social security number, birth date, date of induction, service record, reason for discharge, certificate of release.

Discharge records; Soldiers and Sailors Record

Permanent

Archive. Microfilm for preservation.

014.015

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Miscellaneous Records

Various instruments filed with the Recorder of Deeds. These include but are not limited to: charters, contracts, options, agreements, powers of attorney, covenants, articles of association, articles of mergers between corporations, notices of forthcoming mergers, assignments of contract to mortgages, limited partnership agreements, and notices of intent to petition.

Permanent

Archive. Microfilm optional.

014.016

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Miscellaneous Records, Index to

A finding aid to instruments in the miscellaneous record series. Information includes name of party, book and page number.

Permanent

Archive. Microfilm optional.

014.017

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Monthly Report of Fees Collected

Report summarizing the monthly activities of the Recorder's office and fees received. Submitted to the county commission.

Completion of audit

Destroy

014.018

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Mortgages and Satisfactions of Real Estate

Records the transfer of property serving as a security for a debt. Becomes void when the debt is paid according to the terms of the mortgage. Information includes name of mortgagor and mortgagee, description of the property, date of instrument, date of recording and satisfaction of mortgage (where applicable).

Permanent

Archive. Microfilm optional.

014.019

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Mortgagor and Mortgagee Index to Real Estate Mortgages

A finding aid to instruments in the real estate mortgage book series. Information includes name of mortgagee and mortgagor, book and page number where document is recorded, and the date.

Permanent

Archive. Microfilm optional.

014.020

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Naturalization Records

Records used to confer citizenship upon an individual who was not a citizen. Information may include name, date & place of birth, occupation, emigration information, declaration of intention, petition for citizenship, supporting papers, and witness affidavits.

Certificate of naturalization

Permanent

Archive. Microfilm for preservation.

014.021

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Planning and Zoning Regulations

Guidelines issued by a commissioned board establishing regulations to control real estate and property development.

Permanent

Archive. Microfilm optional.

014.022

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Plats

Documents the legal survey and mapping of lands for grants and conveyances. Information includes location, boundaries and divisions, date of survey, certificate of surveyor, scale, property owners, date of recording, and plat.

Permanent

Archive. Microfilm for security.

014.023

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Plats, Index to

A finding aid to plats. Information includes name of owner and surveyor, date filed, date surveyed, volume and page number, property location, description, map number.

Permanent

Archive. Microfilm for security.

014.024

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Surveyor's Records

Records detailing the measurement of the boundaries of parcels of land, its area and topography. Surveyor records are often housed in the recorder's office; all permanent documents are to be turned over to the County Recorder of Deeds when the County Surveyor leaves office.

Permanent

Archive

014.025

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Transfer lists

A daily list of land transactions. Provided to the assessor for update of land records. Information may include names of the grantor, grantee, legal description, township, where recorded and date.

Land Lists

Destroy in current area

Destroy

014.026

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Uniform Commercial Code Financing Statements

Original papers recording liens on personal property under the Uniform Commercial Code adopted for Missouri. These replace chattel mortgages. Information includes file number, debtor's name and address, secured party, filing date, time, number, and officer, types of property covered, signature of party and signature of clerk.

Recorders accept UCC filings that are attached only to real estate, which records are retained permanently. Effective July 1, 2001, all UCC filings, except real estate related fixture filings, are filed at the Secretary of State's Office. RSMo 400.9-710 stipulates that after June 30, 2008, each Recorder may remove and destroy all former article 9 records including the related index.

Destroy

014.027

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Uniform Commercial Code Financing Statements, Index to

A finding aid for liens on personal property under the Uniform Commercial Code adopted for Missouri. Information includes name of debtor, date of personal debt, date of maturity, character of debt, and description of personal property pledged.

Recorders accept UCC filings that are attached only to real estate, which records are retained permanently. Effective July 1, 2001, all UCC filings, except real estate related fixture filings, are filed at the Secretary of State's Office. RSMo 400.9-710 stipulates that after June 30, 2008, each Recorder may remove and destroy all former article 9 records including the related index.

Destroy

014.028

Description:

Also Called:

Retention:

Disposition:

Note:

Approval Date:

Will Record

Last recorded will and testament of an individual. The original will is removed from the safekeeping file and filed with all other pleadings if a probate case is actually filed. May include will & will copies, parties names, proof of will, date recorded, signature, certificate of probate, affidavits, acknowledgements, and letters of administration.

Record of Wills; Will Register

Permanent

Archive. Microfilm for preservation.